



Entered on Docket
August 23, 2011

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**Order Sustaining First Omnibus Objection
Of USACM Trust To Proofs Of Claim
Based Entirely Upon Investment In The
Harbor Georgetown Loan**

Hearing Date: July 26, 2011

Hearing Time: 1:30 p.m.

The Court having considered the "First Omnibus Objection Of USACM Trust To Proofs Of Claim Based Entirely Upon Investment in The Harbor Georgetown Loan ("Harbor Georgetown Loan") [DE 8492] (the "Objection"); the Court having heard the Objection on July 26, 2011; appropriate notice of the Objection having been given; no responses to the Objection having been filed; the Court noting on the record that the disallowance of the Claims listed on Exhibit A does not affect the direct lenders' right to

1 repayment by the borrower or from the collateral securing the Harbor Georgetown Loan;
2 and good cause appearing:

3 **IT IS ORDERED** that:

- 4 1. The Objection [DE 8492] is sustained; and
5 2. The claims listed on **Exhibit A** attached, are disallowed in full because those
6 claims are based entirely upon an investment in the Harbor Georgetown Loan.
7

8 PREPARED AND RESPECTFULLY SUBMITTED BY:

9 **LEWIS AND ROCA LLP**
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11 By /s/ John Hinderaker
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**USACM Trust
Harbor Georgetown Loan
Single Loan Claims**

Claim	Date Claim was Filed	Name	Address	Total Claim Amount Relating to the Harbor Georgetown, LLC Loan	Approximate Amount Subject to Objection Because it Relates to an Investment In the Harbor Georgetown, LLC Loan
10725-01442	11/14/2006	Arnold Family Trust Dtd 12/27/95	C/O Hans & Hendrika P Arnold Ttees 7844 Tiburon Ct Sparks, NV 89436-7494	50,000.00	50,000.00
10725-01974	1/10/2007	Audrey M Whightsil Revocable Living Trust	Andrey M Whightsil Trustee 12450 E 38 th Place Yuma, AZ 85367	131,502.38	65,751.19
10725-00707	10/24/2006	Benjamin & Aleath Nicosia Family Trust Dtd 5/10/02	C/O Benjamin & Aleath Nicosia Ttees 15775 W Verde Ln Goodyear, AZ 85338-8124	100,000.00	100,000.00
10725-00951	11/2/2006	D'Elia, Humberto	72 Paradise Pkwy Henderson, NV 89074-6200	50,000.00	50,000.00
10725-01041	11/6/2006	Grush, Susan C	24402 La Hermosa Ave Laguna Niguel, CA 92677-2113	50,000.00	50,000.00
10725-00330	9/28/2006	Heyboer, Judy	1150 Hidden Oaks Dr Menlo Park, CA 94025	75,000.00	75,000.00
10725-01776	12/13/2006	Larson, Gary & Dolores	544 Rolling Hills Dr Mesquite, NV 89027	100,000.00	100,000.00
10725-01012	11/6/2006	Preswick Corp	1400 Colorado St Ste C Boulder City, NV 89005	424,008.11	424,008.11
10725-00708	11/7/2006	Rains Properties LP	Donna M Osborn Esq Marquis & Aurbach 10001 Park Run Dr Las Vegas, NV 89145	300,000.00	300,000.00
10725-00380	10/2/2006	Underpass Trust	Ronald Montesant Ttee 5121 Big River Ave Las Vegas, NV 89130	50,000.00	50,000.00

EXHIBIT A

2405433.1

**USACM Trust
Harbor Georgetown Loan
Single Loan Claims**

Claim	Date Claim was Filed	Name	Address	Total Claim Amount Relating to the Harbor Georgetown, LLC Loan	Approximate Amount Subject to Objection Because it Relates to an Investment In the Harbor Georgetown, LLC Loan
10725-01172	11/10/2006	Valiente, Jacqueline Barbara Revocable Living Trust	C/O Jacqueline Barbara Valiente Ttee 8804 Rio Grande Falls Ave Las Vegas, NV 89178-7217	50,000.00	50,000.00

EXHIBIT A

2405433.1